

IN THE
UNITED STATES COURT
OF APPEAL(S) FOR THE
FOURTH CIRCUIT

CASE NO. 23-40-27
CRIMINAL NO. JKB-19-0036

RICHARD GRIER
Appellant

v.

UNITED STATES OF AMERICA
Appellee

Appeal from the United State(s) District
Court for the District of Maryland,
THE Honorable James K. Bredar, Chief [D.J.]

INFORMAL REPLY BRIEF OF
APPELLANT RICHARD GRIER

R. Grier
Appellant pro se

STATEMENT OF FACT(S) AND TRUTH

See, when you know you did wrong, you try to talk your way out of it.
[The ^{state} is trying to talk their way out of this]

Appellant only plead guilty to avoid being tried by a secret tribunal.

Appellant made a RASH Decision, Hoping that the Appeal(s) ^{court} would see how and why he did so. Because he was push into an unfair situation. When the Court supposed to be fair to it(s) citizen(s)

ARGUMENT

- (A.) The state contention fail(s) to take into account that: As required by Rule 5(F) of the Federal Rules of Criminal Procedure, The U.S is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and it(s) progeny. ["Brady was in prison"]

Moreover, the Sixth Amendment offer(s) a person the right to self-representation ~~but~~ but the Judge M. Maddox force MR. PURPURA back on Appellant at the [LAFIER/Frye] hearing; using him to withhold the discovery.

Ex: "Hypothetically, If you're in A burning building and the only way out was thru AN open window ... would you Not go thru to save your life!"

In other word(s), Grier did Not want to work with counsel [C. PURPURA] and the only ~~way~~ way to stop that was to plead out ... to avoid Being tried by the Secret tribunal. This is also A [Conflict of Interest] because if Grier don't offer AND/OR take A plea before JAN. 31, 2023 ... He is Force to work with C. PURPURA in A [trial]; As ORDERED By The Judge. [ABUSE of Discretion]

(B.) The state contention fail(s) to take into account that when A defendant choose to become his own COUNSEL ... He should not have to be forced BACK with C. PURPURA and/or Dismissed Counsel; 19 days after getting reed of Him, "got it". No where in the U.S CONSTITUTION does it say "When You COUNSEL YOURSELF in A CRIMINAL Proceedings you need A standby Counsel". M. MADDOX Pushed C. PURPURA BACK ON Appellant [Misconduct]

③ The State Contention failed to take into account ~~that~~ if they never sent the document to "C. PURPURA", then the Court cannot order him as a standby Counsel nor use his presence as grounds to deny Grier the right to the discovery.

"Grier, was his own counsel and needed the discovery to proceed to trial."

Here, the Judge [M. Maddox] committed misconduct and erred when it pushed the same counsel back on Appellant using statement(s) that: "the court don't allow the discovery... to incarcerated ~~person's~~" but that contradicts everything Brady v. Maryland stands for.

④ Wolfe v. State 218 Md. 449. 146 A.2d 856 (1958) is illustrative of proper application of the "plain error rule". In that case the accused was not represented by counsel. In attempting to assist him to make a decision as to whether he should testify or remain silent, the Judge...

IN the presence of the jury, said,
"If you don't testify I would think
that the case which the State has
made out *** would be pretty strong
and substantial against you, and in
support of this indictment." The Court
said this not only (WAS) UNNECESSARY
for the purpose intended, but such
REMARKS could only have prejudiced
rather than helped the defendant
irrespective of what he thereafter did"

- (E.) The state's contention fails to take
into account the influence of the
Judge M. Maddox on the Appellant.
The Judge is the central figure
in the court room, having the chief
responsibility of upholding the LAW.
[6th Amendment]

IN other words, for the Judge
to deny Grier the right to the
discovery, although he was his own
counsel proves prejudice and discrimi-
nation, because on JAN. 6, 2023.
M. Maddox ~~SAW~~ NO need for AN Active
defense counsel (Grier) to have the
discovery; siding with the state well
showing biasness to (Grier).

Thereupon, created a [conflict of interest] by using [C. PURPURA] as a standby counsel; Appellant, did at no time ask for help of a counsel. C. PURPURA, was forced upon Appellant, the court entrapped the Appellant with C. PURPURA, and denied Appellant's Motion.

Without, the discovery Grier on JAN. 6th 2023 was left to "MAKE A" RASH decision " ① Take the plea by signing the void agreement after being told by C. PURPURA "the Judge won't come out unless it was sign " OR ② go to trial with C. PURPURA Although knowing the court is helping the state, by withholding the discovery which is clearly UNFAIR.

(F.) The Court used C. PURPURA to control or play upon by artful, UNFAIR OR insidious means especially to one(s) advantage. Because, the moment Appellant decided to proceed prose; He was intitled to have the discovery, "24/7" in-order to proceed prose.

If the discovery was overwhelming, it along would have gotten a conviction, not all this underhandedness... it was exculpatory

evidence they was withholding.
The Reason the state wanted the court to denied Appellant; was because of a list of [50] called witness's the state had; that could have been turn-over At the Jencks disclosure. That was not a reason to without the whole discovery from an Active Counsel Grier. Using C. PURPURA.

IN the case At hand, the Appellant choose to proceed prose but in-order to do so, he needed the discovery but that was being held thru Counsel, as a result, of M. Maddox Misconduct. And Appellant did not want to work with C. PURPURA IN TRIAL.

(G) The states fail(s) to understand that the Appellant will was overborn when the Judge pushed C. PURPURA back on Appellant.

(H) The state fail(s) to understand that the action(s) taken to get the void and null agreement into the court room was obtain thru illegal activities. The Court Abused it's Authority "DE FACTO" exercising power as if legally constituted.

I. The Agreement was inoperative, it was bought before the court through illegal activities, by so doing, the court used C. PURPURA presence to deny Counsel(s) Grier's discovery Motion

EVEN on the Merit(s) the A.S.A. WANT this court to Believe Appellant Voluntary plead guilty to the indictment ON JAN 6, 2023, this is clearly falsehood, the preparation that lead to the plea was dishonest and violated Appellant's Constitutional right(s) secretly.

"The only way out was plea guilty AND RUN [redacted] to this court to tell on them [The lower court] AND that's WHAT the Appellant is doing, Because it was UNFAIR [redacted] it was really A SET-UP. How CAN he ASK for help from the people whose harming him. "It was No help there"

QUESTIONS PRESENTED

1. Did the COURT ABUSE IT'S Discretion when it Denied Appellant(s) Motion TO Receive Discovery File(s)

2. Did the Court ERR AND/OR COMMIT MISCONDUCT BY FORCING Appellant to Rely ON the counsel, the court ~~dismissed~~ dismissed... IF He wanted to Review the Discovery.

3. Did The sentencing Court ERR IN Accepting Appellant's Guilty PLEAD.

As For the MERITS OF The Guilty PLEAD. All party's M. Maddox AND P. MCLANCE had dialogue with Judge Bredar so he gave; the go Ahead For them to operative As They did.

ON Pg 51 OF 12/19/22 Hearing :

All, knew they should report to the Chief District Judge Bredar as to Appellant's Access to the Discovery.

And ON JAN 6. 2023 M. Maddox did AS ordered from above. MAKING Appellant handicapped by withholding the discovery Violating BRADY and Created A conflict of interest by putting C. PURPURA Back in the GAME WITH THE VOID AND NULL Agreement. Following the illegal activities.

Judge Bredar, knew why Grier was in front of him on JAN 6th 2023 and how he got there. Still, if none of the prior event(s) happen then C. PURPURA is not there to be put as a standby counsel, nor will he be there for the [Rule 11]. For the Court to Ask Appellant whether or not he wanted the representation of C. PURPURA at sentence he knew he was not there as appointed showing and/or proving he's knowledge of the illegal activities.

And after sentence Judge Bredar, told Appellant he had 14 days to Appeal the conviction. Contradicted the term(s) of the Void and Null agreement he let into his Court House.

Appellant never had time to read the agreement nor did Judge Bredar from the look(s) of his statement. The Appellant could only regard with relief the final words of the Court which charged him in words of the utmost clarity as to what he could do within the 14 days

The Appeal should Not Be dismissed but GRANTED.

The sentence Judge didn't even understand ~~the~~ terms there-in [Ex # 8] of Appellant Brief 2-15-23] Before he ~~was~~ Approved of the plea.

Appellant held: The Court erred in accepting the Agreement, because a reasonable court [such as this one] would've disapproved of it, because it was ill conceived and illegally obtain. The agreement is void where prohibited by law.

CONCLUSION

UPON consideration of all Motion(s) that have been Filed ~~by~~ the Appellant but not limited to Appellant's sample Brief Filed on FEBRUARY 15, 2023, Appellant's INFORMAL BRIEF Filed on March 20, 2023 and Appellant's Response to The District Court's MEMORANDUM ORDER AND MEMORANDUM IN support Filed on May 4, 2023 And Now this INFORMAL reply Brief

The Appellant requests that the judgement of the District Court be Dismissed and any other relief as law and justice require ...

MAY be GRANTED UNto him. "No PERSON
is above the law" IN JESUS NAME AMEN

Respectfully,

R. Grier

Richard Grier, Appellant

CERTIFICATE OF SERVICE

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FOURTH CIRCUIT

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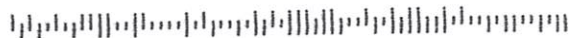
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